

169

TO HAVE AND TO HOLD THE SAME, Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, forever.

PROVIDED ALWAYS, And these presents are upon this express condition, that whereas, said parties of the first part

have this day executed and delivered one certain promissory note in writing to said part 1e3 of the second part, of which the following : First Parties shall pay Second Parties

"the principal sum of Four Thousand Two Hundred Fifty and 00/100 (\$4,250.00) Dollars, with interest from May 1, 1968 at the rate of Seven (7) per cent per annum on the unpaid balance until paid. The said principal and interest shall be payable to the residence of Kenneth L. Shook and Florence M. Shook, or at such other place as the holder hereof may designate in writing, in monthly installments of \$49.36 commencing on the 15th day of June, 1968, and on the 15th day of each month thereafter until the principal and interest are fully paid, except that the final payment of the entire indebtedness evidenced hereby, if not sooner paid, shall be due and payable on the 15th day of May, 1978.

Privilege is reserved to repay all or any part of the total indebtedness at any time without penalty or fee."

NOW, If said part 1e3 of the first part shall pay, or cause to be paid, to said part 1e3 of the second part their heirs or assigns, said sum of money in the above described note mentioned, together with the interest thereon, according to the terms and tenor of the same, then these presents shall be wholly discharged and void; and otherwise shall remain in full force and effect. But if said sum or sums of money, or any part thereof, or any interest thereon, is not paid when the same is due, or if the taxes and assessments of every nature which are or may be assessed and levied against said premises or any part thereof, are not paid when the same are by law made due and payable, then the whole of said sum and sums, and interest thereon, shall and by these presents become due and payable, and said part 1e3 of the second part shall be entitled to the possession of said premises.

IN WITNESS WHEREOF, The said part 1e3 of the first part has hereunto set their hand the day and year first above written.

PHIL E. STUART

ELEANOR Y. STUART

Phil E. Stuart
Eleanor Y. Stuart

STATE OF KANSAS,

County of Douglas

day of May

A. D. 1968

BE IT REMEMBERED, That on this 1st

Notary Public

in and for the County and State aforesaid, came Phil E. Stuart and Eleanor Y. Stuart

who are personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Term expires 1972

1972

Notary Public.

Recorded May 16, 1968 at 4:08 P.M.

Janice Beem Register of Deeds